

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. of: Robert J. SMALL and Zhefei J. CHEN Confirmation No: 1702
Serial No: 10/057,206 Group: 1793
Filed: January 25, 2002 Examiner: M. Marcheschi
Entitled: COMPOSITIONS FOR CHEMICAL MECHANICAL Atty Docket: 63254-5002
 PLANARIZATION OF NOBLE-METAL-FEATURED
 SUBSTRATES, ASSOCIATED METHODS, AND
 SUBSTRATES PRODUCED BY SUCH METHODS

**PETITION PURSUANT TO 37 C.F.R. 1.137 (b) TO REVIVE AN UNINTENTIONALLY
ABANDONED PATENT APPLICATION**

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, Virginia 22314 - PETITIONS

Sir:

Pursuant to the provisions of 37 C.F.R. §1.137(b), Applicants hereby petition to revive the above-referenced application, which has been unintentionally abandoned for failure to provide a Deposit Account Number for charging the issue/publication fee. Thus, the date of unintentional abandonment was on December 22, 2008 (the final day for payment of the fee).

Applicants submit that the issue fee payment form (PTOL-85) was submitted on October 14, 2008, with the box checked for the Deposit Account; however, the Morgan Lewis number was inadvertently omitted. The undersigned truthfully states that this omission was an oversight error, and, as a result, the application went unintentionally abandoned. Attached is a copy of the stamped receipt card, a revised PTOL-85 form, including the Deposit Account Number attesting to the fact that Applicant responded timely to pay the issue fee in a timely manner.

The present Petition is being filed pursuant to 37 C.F.R. § 1.137(b), which governs petitions based upon unintentionally abandoned patent applications. The section requirements are:

under 37 C.F.R. §1.17(m) of **\$1540.00** including any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17, which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account **50-0310**. This paragraph is intended to be a constructive petition for extension of time in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

Date: January 29, 2009



Laba Karki Ph.D (Reg. No. 55,317)
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
(202) 739-5590